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April 8, 2015



FEDERAL EXPRESS OVERNIGHT

Leslie Patterson
Remedial Project Manager
U.S. Environmental Protection Agency
77 West Jackson Boulevard (SR-6J)
Chicago, IL 60604-3590

Re: Response to Special Notice Letter for the South Dayton Dump &
Landfill Site ("Site") in Moraine, Ohio

Dear Ms. Patterson:

On behalf of The Dayton Power and Light Company ("DP&L"), I am writing to respond to U.S. EPA's Special Notice Letter, dated January 16, 2015, for the above-referenced Site. DP&L previously responded to U.S. EPA's General Notice Letter, dated July 18, 2002, for the Site and U.S. EPA's Special Notice Letter, dated September 29, 2005, for the Site. DP&L has also been involved as a defendant in two private CERCLA cost-recovery and contribution lawsuits regarding the Site, the earlier of which was filed in 2010 (Hobart Corporation, et al. v. Waste Management of Ohio, Inc., et al., Case No. 3:10-CV-195 and Hobart Corporation, et al. v. The Dayton Power and Light Company, et al., Case No. 3:13-CV-115).

On September 8, 2005 and October 12, 2005, DP&L also submitted freedom of information act (FOIA) requests to U.S. EPA requesting all documents and other information describing or relating to hazardous substances generated and/or disposed of at the Site by DP&L. U.S. EPA responded to these FOIA requests on October 6, 2005 and January 23, 2006.

As part of the aforementioned litigation and in response to previous information requests from U.S. EPA regarding the Site, DP&L has undertaken several comprehensive investigations of DP&L's involvement with the Site. Based on these investigations and U.S. EPA's responses to DP&L's FOIA requests, DP&L is not aware of any information that indicates DP&L generated and/or disposed of any hazardous substances at the Site.

Since DP&L is unaware of any hazardous substances going to the Site due to the activity or inactivity of DP&L or its agents, DP&L respectfully declines U.S. EPA's offer to negotiate a consent order to perform or finance the remedial investigation and feasibility study for the Site. Further, DP&L specifically denies any liability that may be alleged as a result of the Site

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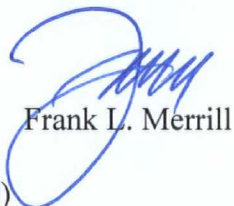
investigation. DP&L remains open, however, to revisiting this decision in light of any new relevant information. If U.S. EPA locates information evidencing a CERCLA nexus between the Site and DP&L, please let me know at your earliest convenience.

Please direct all further correspondence or notices regarding this matter to my attention, as counsel for DP&L, at the following address:

Frank L. Merrill, Esq.
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Counsel for DP&L

If you have any questions regarding the foregoing, please feel free to contact me.

Very truly yours,



Frank L. Merrill

cc: Judi L. Sobecki, Esq. (via email)
David Heger (via email)
Scott Arentsen (via email)
Joanne Rau (via email)
Drew Campbell, Esq. (via email)